

400 Garden City Plaza - Suite 300
Garden City, New York 11530
(516) 742-4343 - Telephone
(516) 742-4366 - Facsimile
e.mail: intprop@ssmp.com

**SCULLY, SCOTT, MURPHY
& PRESSER, P.C.**

Fax

RECEIVED
CENTRAL FAX CENTER

AUG 15 2006

To:	Examiner : Duyen My Doan GROUP ART UNIT: 2152	From:	Steve Fischman
Fax:	(571) 273-8300	Pages:	9(including fax cover sheet)
Phone:		Date:	August 15, 2006
Re:	Ferdinand Hendriks et al. U.S. Serial No. 10/081,941 Docket: (15160)	CC:	

RESPONSE UNDER 37 C.F.R. §1.111

COMMENTS:

Transmitted herewith are the following:

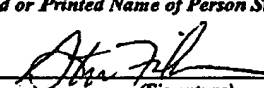
1. Amendment Transmittal letter (In duplicate)
2. Amendment and Response Under 37 C.F.R. §1.111 (4 pages)
3. Certificate of Transmission by Facsimile, dated August 15, 2006 (in duplicate)

CONFIDENTIALITY: The documents accompanying this facsimile transmission may contain information which is either confidential or legally privileged and is intended only for the authorized use of the individual or entity named above without right of publication or republication, dissemination or disclosure except as expressly set forth or established by course of dealing. All rights are reserved. If you are not the intended recipient, you are hereby notified that any disclosure, copying, distribution or use of the contents of this facsimile is prohibited. If you received this transmission in error, please notify us immediately by telephone to arrange for return of the documents.

If you have any problems concerning this facsimile, please call (516) 742-4343 and ask for Michella Ebume.


BEST AVAILABLE COPY

AUG 15 2006

CERTIFICATE OF TRANSMISSION BY FACSIMILE (37 CFR 1.8)		Docket No. YOR920010731US1 (15160)	
Applicant(s): Ferdinand Hendriks, et al.			
Application No. 10/081,941	Filing Date February 22, 2002	Examiner Duyen My Doan	Group Art Unit 2152
Invention: INK INSTANT MESSAGING WITH ACTIVE MESSAGE ANNOTATION			
<p>I hereby certify that this <u>RESPONSE UNDER 37 C.F.R. §1.111</u> <i>(Identify type of correspondence)</i></p> <p>is being facsimile transmitted to the United States Patent and Trademark Office (Fax. No. <u>(571) 273-8300</u>)</p> <p>on <u>August 15, 2006</u> <i>(Date)</i></p> <div style="text-align: right; margin-top: 100px;"> <u>Steven Fischman, Esq.</u> <i>(Typed or Printed Name of Person Signing Certificate)</i>  <i>(Signature)</i> </div>			
Note: Each paper must have its own certificate of mailing.			

BEST AVAILABLE COPY


AUG 15 2006

AMENDMENT TRANSMITTAL LETTER (Large Entity)					Docket No. YOR920010731US1(15160)	
Applicant(s): Ferdinand Hendriks, et al.						
Application No. 10/081,941	Filing Date February 22,2002	Examiner Duyen My Doan	Customer No. 23389	Group Art Unit 2152	Confirmation No. 4472	
Invention: INK INSTANT MESSAGING WITH ACTIVE MESSAGE ANNOTATION						
COMMISSIONER FOR PATENTS:						
Transmitted herewith is an amendment in the above-identified application.						
The fee has been calculated and is transmitted as shown below.						
CLAIMS AS AMENDED						
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE	
TOTAL CLAIMS	55 -	55 =	0	x \$50.00	\$0.00	
INDEP. CLAIMS	4 -	4 =	0	x \$200.00	\$0.00	
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00	
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT					\$0.00	
<input checked="" type="checkbox"/> No additional fee is required for amendment. <input checked="" type="checkbox"/> Please charge Deposit Account No. 50-0510/IBM in the amount of \$0.00 <input type="checkbox"/> A check in the amount of _____ to cover the filing fee is enclosed. <input checked="" type="checkbox"/> The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account <input checked="" type="checkbox"/> Any additional filing fees required under 37 C.F.R. 1.16. <input checked="" type="checkbox"/> Any patent application processing fees under 37 CFR 1.17. <input type="checkbox"/> Payment by credit card. Form PTO-2038. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.						
 Signature			Dated: August 15, 2006			
Steven Fischman, Esq. Registration No.: 34, 594 SCULLY, SCOTT, MURPHY & PRESSER, P.C. 400 Garden City Plaza- Suite 300 Garden, City New York 11530 (516) 742-4343			<div style="border: 1px solid black; padding: 5px;"> I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on _____ (Date) _____ Signature of Person Mailing Correspondence _____ Typed or Printed Name of Person Mailing Correspondence </div>			
SF:EP:me CC:						

P11LARGE/REV09

BEST AVAILABLE COPY

AUG 15 2006

AMENDMENT TRANSMITTAL LETTER (Large Entity)					Docket No. YOR920010731US1(15160)									
Applicant(s): Ferdinand Hendriks, et al.														
Application No. 10/081,941	Filing Date February 22,2002	Examiner Duyen My Doan	Customer No. 23389	Group Art Unit 2152	Confirmation No. 4472									
Invention: INK INSTANT MESSAGING WITH ACTIVE MESSAGE ANNOTATION														
COMMISSIONER FOR PATENTS:														
Transmitted herewith is an amendment in the above-identified application. The fee has been calculated and is transmitted as shown below.														
CLAIMS AS AMENDED														
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE									
TOTAL CLAIMS	55 -	55 =	0	x \$50.00	\$0.00									
INDEP. CLAIMS	4 -	4 =	0	x \$200.00	\$0.00									
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00									
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT					\$0.00									
<input checked="" type="checkbox"/> No additional fee is required for amendment. <input checked="" type="checkbox"/> Please charge Deposit Account No. 50-0510/IBM in the amount of \$0.00 <input type="checkbox"/> A check in the amount of _____ to cover the filing fee is enclosed. <input checked="" type="checkbox"/> The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account <input checked="" type="checkbox"/> Any additional filing fees required under 37 C.F.R. 1.16. <input checked="" type="checkbox"/> Any patent application processing fees under 37 CFR 1.17. <input type="checkbox"/> Payment by credit card. Form PTO-2038. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.														
 _____ Signature			Dated: August 15, 2006											
Steven Fischman, Esq. Registration No.: 34, 594 SCULLY, SCOTT, MURPHY & PRESSER, P.C. 400 Garden City Plaza- Suite 300 Garden, City New York 11530 (516) 742-4343			<table border="1" style="width:100%; border-collapse: collapse;"> <tr> <td colspan="2">I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on</td> </tr> <tr> <td colspan="2" style="text-align: center;">_____ (Date)</td> </tr> <tr> <td colspan="2" style="text-align: center;">_____ Signature of Person Mailing Correspondence</td> </tr> <tr> <td colspan="2" style="text-align: center;">_____ Typed or Printed Name of Person Mailing Correspondence</td> </tr> </table>				I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on		_____ (Date)		_____ Signature of Person Mailing Correspondence		_____ Typed or Printed Name of Person Mailing Correspondence	
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on														
_____ (Date)														
_____ Signature of Person Mailing Correspondence														
_____ Typed or Printed Name of Person Mailing Correspondence														
SF:EP:me CC:														

P11LARGE/REV09

BEST AVAILABLE COPY

RECEIVED
CENTRAL FAX CENTER

AUG 15 2006

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s)	Ferdinand Hendriks, et al.	Examiner:	Duyen My Doan
Serial No:	10/081,941	Art Unit:	2152
Filed:	February 22, 2002	Docket:	YOR920010731US1 (15160)
For:	INK INSTANT MESSAGING WITH ACTIVE MESSAGE ANNOTATION	Dated:	August 15, 2006

Confirmation No: 4472

Mail stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE UNDER 37 C.F.R. §1.111

Sir:


This document is submitted in response to the Office Action mailed May 15, 2006. Please reconsider the claims in the application in view of the remarks set forth below.

Remarks begin on page 2 of this paper.

CERTIFICATION OF FACSIMILE TRANSMISSION

I hereby certify that this paper is being facsimile transmitted to the Patent and Trademark Office on the date shown below.

Dated: August 15, 2006


Steven Fischman, Esq.

Page 1 of 4

G:\IBM\105\15160\amend\15160.am4.doc

BEST AVAILABLE COPY